

CODE ENFORCEMENT BOARD

SEMINOLE COUNTY, FLORIDA

CORRECTED

AGENDA

April 27, 2006 – 1:30 pm

**Seminole County Services Building – Room 1028
1101 East First St, Sanford FL 32771**

- I Call to Order**
 - II Pledge of Allegiance**
 - III Roll Call**
 - IV Swearing in of Witnesses**
 - V Agenda Update & Approval**
 - VI Public Hearings**
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-

POSTED NOTICE OF HEARING

REPEAT CASES

A. Case No. 02-56-CEB
LARRY J LEONARD & TERRI J BARTLETT
Code Enforcement Officer: Dorothy Hird
Complaint No: 2001CE09001

This is a repeat violation. The Board heard the original violation on April 25, 2002 and an Order was entered. Compliance on the original Order was obtained on April 26, 2002. The Code Enforcement Officer filed an Affidavit of Repeat Violation stating that the violations were being repeated as of December 18, 2002. Compliance was obtained on the Repeat Violation and on April 24, 2003, the Code Enforcement Board reduced the fine of \$31,500.00 to \$280.00. This reduced amount was paid by the Respondent. The Code Enforcement Officer filed an Affidavit of Repeat Violation stating that the violations were being repeated as of December 14, 2005. This property is PRESENTLY in compliance at this time.

RECOMMENDATION: The Board issue an Order constituting a **fine** on a repeat violation of the Findings of Fact, Conclusions of Law and Order dated April 25, 2002 for \$32,750.00 for 131 days of non-compliance at \$250.00 per day from December 14, 2005 to and including April 25, 2006. If the Respondent does not comply by May 12, 2006 the fine shall be increased to \$500.00 per day and continue to accrue at \$500.00 per day until compliance has been obtained. The Clerk shall record this Order in the Public Records of Seminole County.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3 (g) and (l)
Described as: 1) Accumulation of trash and debris.
2) Junked or abandoned vehicle(s) not kept within an enclosed garage or an attached carport.
Location: 120 Highland Drive, Fern Park (Commission District 4)
Tax Parcel ID # 18-21-30-5DW-0000-0230

Motion by _____ Second by _____ Compliance Date _____ Fine _____

POSTED NOTICE OF HEARING

B. Case No. 05-16-CEB
CHERYL COLZIE
Code Enforcement Officer: Dorothy Hird
Complaint No: 2004CE001074

This is a repeat violation. The Board heard the original violation on March 24, 2005 and an Order was entered. Compliance on the original Order was obtained on April 18, 2005. The Code Enforcement Officer filed an Affidavit of Repeat Violation stating that the violations were being repeated as of February 15, 2006. An Affidavit of Compliance on Repeat Violation was filed by the Code Enforcement Officer stating that compliance was obtained on March 21, 2006. This property is PRESENTLY in compliance.

RECOMMENDATION: The Board issue an Order constituting a **fine** on a repeat violation of the Findings of Fact, Conclusions of Law and Order dated March 24, 2005 for \$2,550.00, for 34 days of non-compliance at \$75.00 per day from February 15, 2006 to and including March 20, 2006. The Clerk shall record this Order in the Public Records of Seminole County.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3 (g) and (l)
Described as: 1) Accumulation of trash and debris.
2) Junked or abandoned vehicle(s) not kept within an enclosed garage or an attached carport.
Location: 1011 Blake Street, Altamonte Springs, (Commission District 4)
Tax Parcel ID # 07-21-30-506-0000-0020

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
APRIL 27, 2006

NEW CASES

POSTED NOTICE OF HEARING

A. Case No. 06-28-CEB
TINA L ALSTON
Code Enforcement Officer: Jerry Robertson
Complaint No: 2005CE001968

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3
(f) (g) and (l)

Described as: 1) Unusable or abandoned appliances or white goods.
2) Accumulation of trash and debris.
3) Junked or abandoned vehicle(s) not kept within an enclosed
garage or an attached carport.

Location: 1300 Arapaho Trail, Geneva (Commission District 5)
Tax Parcel ID # 09-20-32-301-001R-0000

Motion by _____ Second by _____ Compliance Date _____ Fine _____

POSTED NOTICE OF HEARING

B. Case No. 06-29-CEB
CHARLES S & JANE M HINES
Code Enforcement Officer: Jerry Robertson
Complaint No: 2006CE000030

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3
(f) (g) (h) (i) and (l).

Described as: 1) Unusable or abandoned appliances or white goods.
2) Accumulation of trash and debris.
3) Uncultivated vegetation in excess of 24" in height and located
within 75' from any structure.
4) The remains of a structure/rubble which have been burned,
stricken by other casualty or demolished.
5) Junked or abandoned vehicle(s) not kept within an enclosed
garage or an attached carport.

Location: 2600 Howard Avenue, Oviedo (Commission District 2)
Tax Parcel ID # 25-20-31-5BA-0000-3540

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
APRIL 27, 2006

POSTED NOTICE OF HEARING

C. Case No. 06-30-CEB
RICHARD R RILEY
Code Enforcement Officer: Joann D. Tamulonis
Complaint No: 2005CE001753

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3 (g) (j) and (l)
Described as: 1) Accumulation of trash and debris.
2) Used/scrap building materials.
3) Junked or abandoned vehicle(s) not being kept within an enclosed garage or an attached carport.
Location: 602 N. Sweetwater Blvd, Longwood (Commission District 3)
Tax Parcel ID # 32-20-29-5001-0C00-0100

Motion by _____ Second by _____ Compliance Date _____ Fine _____

CERTIFIED NOTICE OF HEARING

D. Case No. 06-31-CEB
JARED & SUSAN MARTINEZ
Code Enforcement Officer: Joann D. Tamulonis
Complaint No: 2005CE001463

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3 (g) (h) and (i)
Described as: 1) Accumulation of trash and debris.
2) Uncultivated vegetation in excess of 24" in height and located within 75' from any structure.
3) The remains of a structure/rubble which have been burned, stricken by other casualty or demolished.
Location: 108 Spring Lake Lane, Altamonte Springs (Commission District 3)
Tax Parcel ID # 22-21-29-506-0J00-0170

Motion by _____ Second by _____ Compliance Date _____ Fine _____

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
APRIL 27, 2006

POSTED NOTICE OF HEARING

E. Case No. 06-32-CEB
TIMOTHY C LANIER
Code Enforcement Officer: Donna Wisniewski
Complaint No: 2005CE002310

Violation Charged: Seminole County Code, Chapter 95 Section 95.4, as defined in section 95.3 (g) and Seminole County Land Development Code, Chapter 30, Section 30.1349 (e).

Described as: 1) Accumulation of trash and debris.
2) Fence not in its original upright condition.

Location: 1209 Thunder Trail, Maitland (Commission District 3)
Tax Parcel ID # 20-21-30-527-0000-0030

Motion by _____ **Second by** _____ **Compliance Date** _____ **Fine** _____

CERTIFIED NOTICE OF HEARING

CONTINUED CASES

A. Case No. 06-26-CEB
STEEL CURTAIN OF CENTRAL FLORIDA &
THOMAS P MORGAN, REGISTERED AGENT &
RAYMOND GROSS, OCC. LICENSE HOLDER &
ALAUQA LAWN CARE, LLC
Senior Code Enforcement Officer: Deborah Leigh
Compliant No: 2006CE000335

Case continued by Staff to the April hearing.

Violation Charged: Seminole County Land Development Code, Chapter 30, Section 30.122, 30.123 and 30.124

Described as: 1) The operation of or extension of a lawn care/maintenance business is not a permitted use, limited use, or allowed by special exception in the A-1 Zone.

2) Mobile home used as office does not have required approvals.
Location: 1766 Alauqa Drive, Longwood (Commission District 5)
Tax Parcel ID # 14-20-29-5JC-0000-0010

Motion by _____ **Second by** _____ **Compliance Date** _____ **Fine** _____

B. Case No. 06-27-CEB
ALAQUA MORTGAGE CO
LUKE E FICHTHORN, REGISTERED AGENT
Senior Code Enforcement Officer: Deborah Leigh
Compliant No: 2006CE000335

Case continued by Staff to the April hearing.

Violation Charged: Seminole County Land Development Code, Chapter 30, Section 30.122, 30.123 and 30.124

Described as: 1) The operation of or extension of a lawn care/maintenance business is not a permitted use, limited use, or allowed by special exception in the A-1 Zone.

Location: 3060 Players Pt, Longwood (Commission District 5)
Tax Parcel ID # 15-20-29-5KW-0A00-0000

| Motion by | Second by | Compliance Date | Fine |
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SPECIAL REQUEST

- A. Case No: 01-114-CEB
RICKY L MORLEY (MORELEY)
Code Enforcement Officer: Joann D. Tamulonis
Complaint No: 2001CE00008019

This case was heard by the Board on December 6, 2001 and an Order was entered giving the Respondent a compliance date of December 21, 2001. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer stating that the violation remained as of December 27, 2001. The Board heard the case on January 24, 2002 and imposed a lien. However, the lien document was never prepared and recorded in the public records. The property was purchased through a tax deed sale on October 25, 2005. The property was brought into compliance by the new owner, as confirmed by the Affidavit of Compliance filed by the Code Enforcement Officer on March 14, 2006. It is the opinion of the Seminole County Attorney's Office that, due to the fact that the lien document was never prepared and recorded, the lien is not valid.

RECOMMENDATION: The Board rescind the fine imposed by the Findings of Fact, Conclusions of Law and Order dated December 6, 2001. The Clerk shall record this Order in public records of Seminole County.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in Section 95.3 (h).

Described as: 1) Uncultivated vegetation in excess of 24" in height and located within 75' from any structure.

Location: 185 Lake Shore Drive, Altamonte Springs (Commission District 3)
Tax Parcel ID # 03-21-29-505-0100-0080

Motion by _____ Second by _____ Action _____

CONSENT AGENDA

- A. Case No. 05-09-CEB
JOHN A & STEPHANIE BROOKS
Code Enforcement Officer: Dorothy Hird
Complaint No. 2003CE000337

The Board heard the violation on January 27, 2005 and an Order was entered. The Respondent was to obtain compliance by December 31, 2005. At the request of the Respondent, an Order Extending Compliance Date was entered on October 27, 2005 extending the compliance date to April 1, 2006. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer on April 4, 2006. This property **IS NOT** in compliance at this time.

RECOMMENDATION: The Board issue an Order Finding Non-Compliance and Imposing Fine/Lien constituting a **lien** for **\$2,025.00**, for 27 days of non-compliance at \$75.00 per day from April 1, 2006 to and including April 27, 2006 and the fine shall continue to accrue at \$75.00 per day until compliance is obtained. The Clerk shall record this Order in the Public Records of Seminole County.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in Section 95.3 (g) (j) (l) & (p)

- Described as: 1) Accumulation of trash and debris.
- 2) Used/scrap building materials.
- 3) Junked or abandoned vehicle(s) not kept within an enclosed garage or an attached carport.
- 4) Any other objectionable, unsightly, or unsanitary matter, substance, or material tending by its existence and / or accumulation to endanger or adversely affect the health, safety, lives, and / or welfare of the citizens of the County.

Location: 890 Alberta Street, Longwood, (Commission District 4)
Tax Parcel ID # 06-21-30-300-022A-0000

| Motion by | Second by | Action |
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B. Case No: 06-10-CEB
SAMUEL L LEWIS
Seminole County Addressing: Joann D. Tamulonis
Complaint No: 2005CE001858

The Board heard the violation on February 23, 2006 and an Order was entered. The Respondent was to obtain compliance by March 11, 2006. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer on March 14, 2006. This property IS NOT in compliance at this time.

RECOMMENDATION: The Board issue an Order Finding Non-Compliance and Imposing Fine/Lien constituting a **lien** for **\$11,750.00**, for 47 days of non-compliance at \$250.00 per day from March 11, 2006 to and including April 27, 2006 and the fine shall continue to accrue at \$250.00 per day until compliance has been obtained. The Clerk shall record this Order in the Public Records of Seminole County.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in Section 95.3 (n).
Described as: 1) Foul and / or stagnant water within a swimming pool
Location: 167 Ronnie Drive, Altamonte Springs (Commission District 3)
Tax Parcel ID # 15-21-29-502-0000-0620

Motion by _____ Second by _____ Action _____

C. Case No: 06-17-CEB
BARBARA B & CHRIST QUALMANN
Code Enforcement Officer: Joann D. Tamulonis
Complaint No: 2005CE002231

The Board heard the violation on February 23, 2006 and an Order was entered. The Respondent was to obtain compliance by February 27, 2006. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer on February 28, 2006. This property IS NOT in compliance at this time.

RECOMMENDATION: The Board issue an Order Finding Non-Compliance and Imposing Fine/Lien constituting a **lien** for **\$14,750.00** for 59 days of non-compliance at \$250.00 per day from February 27, 2006 to and including April 27, 2006 and the fine shall continue to accrue at \$250.00 per day until compliance has been obtained. The Clerk shall record this Order in the Public Records of Seminole County.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in Section 95.3 (o).
Described as: 1) Unsecured pool
Location: 421 Ruth Street, Longwood (Commission District 3)
Tax Parcel ID # 08-21-29-506-0A00-0130

Motion by _____ Second by _____ Action _____

FORECLOSURE

NONE

VII Approval of the minutes from the meeting of March 23, 2006

VIII Confirmation date of next meeting: May 18, 2006

IX Old Business –

CASE NO: 03-07-CEB – CHARLES E AND SHARON E LINDSEY - On October 25, 2005, the County Commissioners reduced the Respondents lien of \$41,100.00, to \$1,900.00. The Respondents paid this amount on April 3 2006. **A Satisfaction of lien will be executed by the Board of County Commissioners.**

CASE NO: 04-40-CEB – FRANK AND MARY L JACKSON - On October 25, 2005, the Board County Commissioners reduced the Respondents lien in the amount of \$2,360.00, to the administrative costs of \$630.69. The Respondents paid the amount on March 28, 2006. **A Satisfaction of lien will be executed by the Board of County Commissioners.**

CASE NO: 05-76-CEB – HENRY DRAKES - On February 23, 2006, the Board issued an Order Finding Compliance and Imposing Fine/Lien reducing the fine of \$2,250.00 to \$20.00. The Respondent paid the fine on March 22, 2006 within the specified time set by the CEB. **A Satisfaction of Fine will be executed by the Chair at this hearing.**

CASE NO: 05-84-CEB – ZOILA ALBUREZ, OSCAR ALBUREZ, AND GEORGINA ALBUREZ - On February 23, 2006, the Board issued an Order Finding Compliance and Imposing Fine/Lien reducing the fine of \$4,100.00 to \$150.00. The Respondent paid the fine on March 21, 2006 within the specified time set by the CEB. **A Satisfaction of Fine will be executed by the Chair at this hearing.**

X New Business – None

XI Adjourn

NOTE: PERSONS WITH DISABILITIES NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE HUMAN RESOURCES DEPARTMENT ADA COORDINATOR 48 HOURS IN ADVANCE OF THE MEETING AT 407-665-7941.

PERSONS ARE ADVISED THAT IF THEY DECIDE TO APPEAL ANY DECISIONS MADE AT THIS HEARING, THEY WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR SUCH PURPOSE, THEY MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS ARE MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED, PER SECTION 285.0105, FLORIDA STATUTES.

FOR ADDITIONAL INFORMATION REGARDING THIS AGENDA, PLEASE CONTACT (407) 665-7403.

04/27/06 Agenda.

CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA

AGENDA

April 27, 2006 – 1:30 pm
Seminole County Services Building – Room 1028
1101 East First St, Sanford FL 32771

ADD ON

COMPLIED PRIOR TO HEARING

NEW CASE

A. Case No. 06-47-CEB
DIANA BOYESEN
Code Enforcement Officer: Donna Wisniewski
Complaint No: 2006CE000774

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3
(o) and Seminole County Land Development Code, Chapter 30,
Section 30.1349 (e).

Described as: 1) Unsecured swimming pool.
2) Fence not in its original upright condition

Location: 892 Wesson Drive, Casselberry (Commission District 2)
Tax Parcel ID # 23-21-30-516-0000-0930

Motion by _____ Second by _____ Compliance Date _____ Fine _____